

O P E
OCT 02 2006
PATENT & TRADEMARK OFFICE
AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P.O. Box 7599
Foothills, Colorado 80537-0599

ATTORNEY DOCKET NO. 10020405-1
1631
r/w

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Wolber

Serial No.: 10/086,748

Examiner: Zhou, Shubo

Filing Date: February 28, 2002

Group Art Unit: 1631

Title: Calibration of Molecular Array Data

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- Response/Amendment Petition to extend time to respond
 New fee as calculated below Supplemental Declaration
 No additional fee (Address envelope to "Mail Stop Amendments")
 Other: (Fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	13	MINUS	20	= 0	X 50	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 360	\$ 0
EXTENSION FEE	1 ST MONTH 120.00 <input type="checkbox"/>	2 ND MONTH 450.00 <input checked="" type="checkbox"/>	3 RD MONTH 1020.00 <input type="checkbox"/>	4 TH MONTH 1590.00 <input type="checkbox"/>	\$ 450	
						OTHER FEES \$ 0
						TOTAL ADDITIONAL FEE FOR THIS AMENDMENT \$ 450

Charge \$ 450 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Wolber

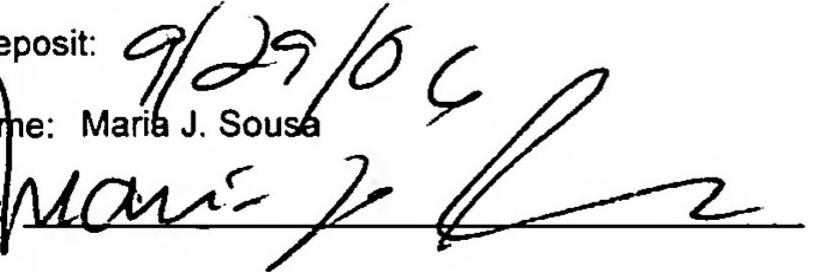
By

Alan W. Cannon for John Brady
Attorney/Agent for Applicant(s)

I hereby certify that this correspondence is being Deposited with the United States Postal Service as First class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: 9/29/06

Typed Name: Maria J. Sousa

Signature: 

Reg. No. 34,977

Date: 9/29/06

Telephone No. (408) 736-3554

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or Printed Name Maria J. Sousa

Signature

Date 9/29/06

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attorney Docket	10020405-1
Confirmation No.	8764
First Named Inventor	Wolber
Application Number	10/086,748
Filing Date	02/28/2002
Group Art Unit	1631
Examiner Name	Zhou, Shubo
Title	Calibration of Molecular Array Data

Sir:

This is responsive to the Notice of Non-Compliant Amendment dated July 13, 2006 for which a one-month period for response was given making this response due on or before August 13, 2006. A Petition for a two-month extension of time is being filed concurrently herewith to extend the response date to October 13, 2006. In view of the amendment of the specification and the remarks put forth below, reconsideration and allowance are respectfully requested.

10/03/2006 NNGUYEN1 00000038 501078 10086748
01 FC:1252 450.00 DA